

FILED

UNITED STATES COURT OF APPEALS

JUL 21 2006

FOR THE NINTH CIRCUIT

CATHY A. CATTERSON, CLERK
U.S. COURT OF APPEALS

CAROL J. NELSON,

Plaintiff-counter-defendant -
Appellee,

v.

ROBERT ALAN JONES,

Defendant-counter-claimant -
Appellant.

No. 06-15908

D.C. No. CV-01-00182-HG
District of Hawaii,
Honolulu

ORDER

Before: B. FLETCHER, HAWKINS and THOMAS, Circuit Judges.

A review of the record demonstrates that this court lacks jurisdiction over this appeal because the order challenged in the appeal is not final or appealable. *See* Fed. R. Civ. P. 54(b); *Chacon v. Babcock*, 640 F.2d 221 (9th Cir. 1981) (order is not appealable unless it disposes of all claims as to all parties or judgment is entered in compliance with rule). Consequently, this appeal is dismissed for lack of jurisdiction.

DISMISSED.

PROSE

